

08/28/03
02527 U.S. PTO

Practitioner's Docket No. CHOND. 65022

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

22389 U.S. PTO
10/650558
08/28/03

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Harold Aberman, Timothy Simon and Douglas Jackson

For (title): CARTILAGE REPAIR PLUG

1. Type of Application

This application is for a divisional.

2. Benefit of Prior U.S. Application (35 U.S.C. § 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application. Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION IS CLAIMED.

4615.1

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

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GUNTHER O. HANKE

Type or print name of person mailing paper

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Signature of person certifying

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3. Papers Enclosed

- A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

56 Page(s) of Specification
3 Page(s) of Claims
13 Sheet(s) of Drawing(s)--Formal

- B. Other Papers Enclosed

7 Page(s) of declaration and power of attorney
1 Page(s) of abstract

4. Additional Papers Enclosed

Preliminary Amendment

Information Disclosure Statement (37 C.F.R. § 1.98)

5. Declaration or Oath

Enclosed

Executed by: Harold Aberman, Timothy Simon and Douglas Jackson.

6. Inventorship Statement

The inventorship for all the claims in this application is the same.

7. Language

English

8. Assignment

An assignment of the invention to Ultra Tec Manufacturing, Inc. is attached.

9. Fee Calculation (37 C.F.R. § 1.16)

Regular Application, Small Entity

CLAIMS AS FILED									
Number Filed		Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$375.00			
Total									
Claims (37 C.F.R. §	4	–	20	=	0	x	\$	9.00	= \$ 0.00

1.16(c))									
Independent									
Claims (37 C.F.R. §									
1.16(b))	1	–	3	=	0	x	\$	42.00	= \$ 0.00
Multiple Dependent Claim(s),									
if any (37 C.F.R. § 1.16(d))									
							\$	140.00	\$ 0.00

Amendment cancelling extra claims is enclosed.

Small Entity Filing Fee Calculation \$375.00

10. Fee Payment Being Made at This Time

Enclosed

Filing Fee \$375.00

Total Fees Enclosed \$375.00

11. Method of Payment of Fees

Attached is a check in the amount of \$375.00.

Charge any additional fees required by this filing or credit any overpayment to our Deposit Account No. 21-0800.

12. Instructions as to Overpayment

Credit Account No. 21-0800.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATION IS CLAIMED
(37 C.F.R. § 1.78)**

13. Relate Back

Amend the specification by inserting, before the first line following the title, the following sentence:

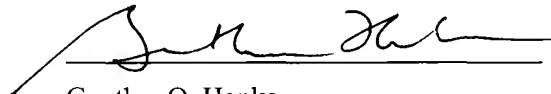
A. 35 U.S.C. Sections 120, 121 and 365(c)

"This application is a divisional of copending Application Number 09/797,444 filed on February 28, 2001."

14. Further Inventorship Statement Where Benefit of Prior Application(s) is/are Claimed

- (a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

Date: 8/28/03



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